



MARICOPA COUNTY
LAW ENFORCEMENT OFFICERS
MERIT SYSTEM COMMISSION
1:30 p.m., Wednesday, May 3, 2006

**Board of Supervisors Conference Room
301 W. Jefferson, 10th Floor, Phoenix, AZ**

The Commission may vote to recess into an executive session for the purposes of discussion or consultation for legal advice with the Commission's legal counsel on any matter listed on the agenda pursuant to A.R.S. § 38-431.03.A.3.

CALL TO ORDER

EXECUTIVE SESSION

1. Discussion of the February 1, 2006, Executive Session meeting minutes pursuant to A.R.S. § 38-431.03.A.2.
2. Discussion and consultation with Legal Counsel for legal advice pursuant to A.R.S. § 431.03.A.3. regarding the request for administrative review filed by Michael Hopper regarding the Sergeant written examination.
3. Discussion and consultation with Legal Counsel for legal advice pursuant to A.R.S. § 431.03.A.3. regarding the proposed agenda items for approval of the promotional Captain, Lieutenant, and Sergeant registers.
4. Discussion and consultation with Legal Counsel for legal advice pursuant to A.R.S. § 431.03.A.3. regarding appointment of Vice Chairs, Open Meeting Law, and Disciplinary Hearings.

GENERAL SESSION

5. Consideration regarding approval of the February 1, 2006, General and Executive Session meeting minutes. **(Discussion/Action)**
6. Consideration of the request for administrative review filed by Michael Hopper regarding the Sergeant written examination. **(Discussion/Action)**
7. Consideration regarding the approval of the promotional Sergeant register. **(Discussion/Action)**
8. Consideration regarding the approval of the promotional Captain register. **(Discussion/Action)**
9. Consideration regarding the approval of the promotional Lieutenant register. **(Discussion/Action)**
10. Status of Appeals: Information report from the Merit Systems Administrator regarding the status of pending appeals.
11. Call to the Public.

NOTE: The Commission prohibits weapons of any kind being brought into Commission meetings. This applies to anyone who attends a meeting including Sworn Peace officers and Maricopa County Protective Services Officers. Weapons may be secured at the Protective Services Command/Dispatch Center, 1st Floor, County Administration Building.

Date and Time for Next Scheduled Meeting: Wednesday, June 7, 2006, at 1:30 p.m.



**MARICOPA COUNTY
EMPLOYEE MERIT SYSTEM COMMISSION**

1:30 p.m., Wednesday, May 3, 2006

**Board of Supervisors Conference Room
301 W. Jefferson, 10th Floor, Phoenix, AZ**

The Commission may vote to recess into an executive session for the purposes of obtaining legal advice from the Commission's legal counsel on any matter listed on the agenda pursuant to A.R.S. § 38-431.03.A.3.

CALL TO ORDER

EXECUTIVE SESSION

1. Discussion and consideration of the February 1, 2006, Executive Session meeting minutes pursuant to A.R.S. § 38-431.03.A.2.
2. Discussion and consideration with Legal Counsel for legal advice pursuant to A.R.S. § 38-431.03.A.3. regarding remand of Alphonso DePascal vs. Flood Control District.
3. Discussion and consideration with Legal Counsel for motion and advice pursuant to A.R.S. § 38-431.03.A.3. regarding Superior Court decision in the case of Linda Rowles vs. Maricopa Integrated Health Systems.
4. Discussion and consideration with Legal Counsel for legal advice pursuant to A.R.S. § 38-431.03.A.3. regarding consideration of Sheriff's Office objection to hearing officer's decision to preclude the testimony of Appointing Authority in the appeal of DeBartolo vs. Sheriff's Office.
5. Discussion and consultation with Legal Counsel for legal advice pursuant to A.R.S. § 431.03.A.3. regarding election of 2006 Chairman.
6. Discussion and consultation with Legal Counsel for legal advice pursuant to A.R.S. § 431.03.A.3. regarding appointment of Vice Chairs, Open Meeting Law, and Disciplinary Hearings.

GENERAL SESSION

7. Discussion and consideration regarding election of the 2006 Commission Chairman and discussion and consideration of electing a Vice Chair. **(Discussion/Action)**
8. Consideration regarding approval of the February 1, 2006, General and Executive Session meeting minutes. **(Discussion/Action)**

9. This is the time set by the Commission to re-consider the following appeal under the standard of review clarified by the Supreme Court in the Juarez case: **(Discussion/Action)**

MC 2004-6 Alphonso DePascal vs. Flood Control District
Disciplinary Action: Dismissal
Appellant's Attorney: Daniel Bonnett, Esq.
County Attorney: Mary Cronin, Deputy County Attorney

10. This is the time set by the Commission to consider and rule on Sheriff's Office motion and objection to hearing officer's decision to preclude the testimony of the appointing authority: **(Discussion/Action)**

MC 2005-07 DeBartolo vs. Sheriff's Office
Disciplinary Action: Dismissal
Appellant's Attorney: Rosemary Cook, Esq.
County Attorney: Clarisse McCormick, Deputy County Attorney

11. Status of Appeals: Information report from the Merit Systems Administrator regarding the status of pending appeals.

12. Call to the Public.

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